



Entered on Docket
March 31, 2011

Bruce T. Beesley

Hon. Bruce T. Beesley
United States Bankruptcy Judge

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U.S. Bank National Association, as Trustee for MASTR Asset Backed Securities Trust 2006-FRE1
08-78519

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:	BK Case No.: 08-23547-lbr
Mickey D. Phillips, II and Gail A. Phillips aka Gail A. Cline	Date: 03/08/2011 Time: 10:30 am
	Chapter 13
Debtors	

ORDER VACATING AUTOMATIC STAY

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to Secured Creditor U.S. Bank National Association, as Trustee for MASTR Asset Backed Securities


1 Trust 2006-FRE1, its assignees and/or successors in interest, of the subject property, generally
2 described as 4443 El Como Way, Las Vegas, NV 89121.

3 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give
4 Debtors at least seven business days' notice of the time, place and date of sale.

5 IT IS FURTHER ORDERED, ADJUDGED and DECREED the Secured Creditor will record a
6 Notice of Default prior to proceeding with any foreclosure actions.

7 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
8 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee of
9 the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its secured
10 Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the foreclosure sale.
11 Submitted by:

12
13 **WILDE & ASSOCIATES**

14 By:  #10235
15 **Gregory L. Wilde, Esq.**
16 Attorney for Secured Creditor

17 **APPROVED / DISAPPROVED**

18 By: _____
19 H. Stan Johnson
20 Attorney for Debtor(s)

21 **APPROVED / DISAPPROVED**

22 By: _____
23 Kathleen A. Leavitt
24 Chapter 13 Trustee
25
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ALTERNATIVE METHOD re: RULE 9021:

In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

☐ The court has waived the requirements set forth in LR 9021(b)(1).

☐ No party appeared at the hearing or filed an objection to the motion.

☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below.

Debtor's counsel:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☒ failed to respond to the document

☐ appeared at the hearing, waived the right to review the order

☐ matter unopposed, did not appear at the hearing, waived the right to review the order

Trustee:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☒ failed to respond to the document

☐ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order.

I declare under penalty and perjury that the foregoing is true and correct.

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attorney for Secured Creditor